Document 7 Filed 06/24/2008 Case 1:08-cv-02125-KMW Page 1 of 1 **SCANNED** UNITED STATES DISTRICT COURT JUN 2 4 2008 SOUTHERN DISTRICT OF NEW YORK PATRICK KELLY, Plaintiff, Civil Judgment -against-08 Civ. 2125 (KMW) IRWIN ROCHMAN; KENNETH PLATZER; BOBBI STERNEHIM; SCOTT PEARL; PAT LUCA, \mathbf{X} Pursuant to the order issued JUN 2 4 2008 by the Honorable Kimba M. Wood, Chief Judge, dismissing the amended complaint, it is, ORDERED, ADJUDGED AND DECREED: That the complaint be and is hereby dismissed. $28\,U.S.C.\,\S\,1915(e)(2)(B)(ii).\,\,The\,Court\,certifies\,pursuant\,to\,28\,U.S.C.\,\S\,1915(a)(3)\,that\,any\,appeal$ from this order would not be taken in good faith.

Dated: JUN 2 4 2008

New York, New York

THIS DOCUMENT WAS ENTERED ON THE DOCKET ON _____

KIMBA M. WOOD Chief Judge

Office of the Clerk U.S. Courthouse 500 Pearl Street, New York, N.Y. 10007-1213

500 Pe	earl Street, New York, N.Y. 1000	7/-1213		
	Date:			
	In Re:			
		-V-		
	Case #:	()	
Dear Litigant,				
Enclosed is a copy of the jud	gment entered in your case.			
Your attention is directed to R that if you wish to appeal the judgme date of entry of the judgment (60 day party).		notice of appe	al within 30 days o	f the
If you wish to appeal the jud within the required time, you may may of Fed. R. App. P. 4(a)(5). That rule failure to file your notice of appeal we other parties and then filed with the Pr (90 days if the United States or an of	e requires you to show "excusab ithin the time allowed. Any such ro Se Office no later than 60 days	time in accord ole neglect" or n motion must from the date of	ance with the provi "good cause" for first be served upon of entry of the judgi	ision your n the
The enclosed Forms 1, 2 and them if appropriate to your circumsta	1 3 cover some common situation ances.	ns, and you ma	ny choose to use or	ie of
The Filing fee for a notice of the "Clerk of the Court, USDC, SDN accepted.	f appeal is \$5.00 and the appellat Y" by certified check, money or			
	J. Michael	McMahon, C	lerk of Court	
	by:			
		,	Deputy Clerk	

Office of the Clerk
U.S. Courthouse
500 Pearl Street, New York, N.Y. 10007-1213

		X			
-V-			NOTICE	OF APPEAL	
		 X	civ.	()	
Notice is hereby given	-		(party)		
hereby appeals to the United St	ates Court of Ap	opeals for the S	second Circuit	from the Judgment	[describe it]
entered in this action on the	da	y of		,	
	(day)	(n	nonth)	(year)	
			2)	signature)	
		_	(A	Address)	
			(City, State	and Zip Code)	
Date:		()(Telen	- hone Number)	

<u>Note</u>: You may use this form to take an appeal provided that it is <u>received</u> by the office of the Clerk of the District Court within 30 days of the date on which the judgment was entered (60 days if the United States or an officer or agency of the United States is a party).

FORM 1

APPEAL FORMS

Office of the Clerk U.S. Courthouse 500 Pearl Street, New York, N.Y. 10007-1213

	ζ		
-V-	MOTION FOR EXTENSION OF TIME TO FILE A NOTICE OF APPEAL		
	civ. ()		
Pursuant to Fed. R. App. P. 4(a)(5),	respectfully (party)		
requests leave to file the within notice of appeal of	ut of time.		
desires to appeal the judgment in this action enter notice of appeal within the required number of day	(day)		
[Explain here the "excusable neglect" or "good cause" required number of days.]	which led to your failure to file a notice of appeal within the		
	(Signature)		
	(Address)		
	(City, State and Zip Code)		
Date:	() (Telephone Number)		

<u>Note</u>: You may use this form, together with a copy of Form 1, if you are seeking to appeal a judgment and did not file a copy of Form 1 within the required time. If you follow this procedure, these forms must be <u>received</u> in the office of the Clerk of the District Court no later than 60 days of the date which the judgment was entered (90 days if the United States or an officer or agency of the United States is a party).

FORM 2

Office of the Clerk
U.S. Courthouse
500 Pearl Street, New York, N.Y. 10007-1213

-V-	NOTICE OF APPEAL AND MOTION FOR EXTENSION OF TIME
 X	civ. ()
Notice is hereby given that the United States Court of Appeals for the Second of Appeals.	(party) Circuit from the judgment entered on
 In the event that this form was not received 	I in the Clerk's office within the required time
	ally requests the court to grant an extension of time in
this Court's judgment was received on	states that and that this form was mailed to the ate)
	(Signature)
	(Address)
D. C.	(City, State and Zip Code)
Date:	() (Telephone Number)

<u>Note</u>: You may use this form if you are mailing your notice of appeal and are not sure the Clerk of the District Court will <u>receive</u> it within the 30 days of the date on which the judgment was entered (60 days if the United States or an officer or agency of the United States is a party).

FORM 3

Office of the Clerk U.S. Courthouse 500 Pearl Street, New York, N.Y. 10007-1213

	X
-V-	AFFIRMATION OF SERVICE
	civ. ()
Ι,	, declare under penalty of perjury that I have
served a copy of the attached	
upon	
whose address is:	
Date:New York, New York	
	(Signature)
	(Address)
	(City, State and Zip Code)

FORM 4